

**67C.105 Qualifications, election, title, and powers of mayor -- Deputy Mayor -- Procedure for filling vacancy in office of mayor.**

- (1) All executive and administrative power of the government shall be vested in the office of the mayor. The term "executive and administrative power" shall be construed broadly. The mayor shall be the chief executive of a consolidated local government formed under the provisions of KRS 67C.101 to 67C.137.
- (2)
  - (a) The mayor shall be nominated and elected in partisan elections for a term of four (4) years in the same election years as other local government officials as regulated by the regular election laws of the Commonwealth.
  - (b) The mayor shall assume office on the first Monday in January following his or her election. He or she shall serve until a successor qualifies.
  - (c) The mayor may serve for no more than three (3) consecutive terms, after which time he or she shall be prohibited from running for election or being appointed as mayor for a period of at least four (4) years.
- (3) The mayor shall be at least twenty-one (21) years old, a qualified voter, a member of his or her political party, and a resident of the territory encompassing the consolidated local government for a period of at least one (1) year prior to his or her election as mayor. The mayor shall continue to reside within the geographic boundary of the consolidated local government throughout his or her term of office.
- (4) Except as otherwise provided in KRS 67C.101 to 67C.137, the mayor shall have all the power and authority that the mayor of the city of the first class and the county judge/executive exercised under the Constitution and the general laws of the Commonwealth of Kentucky prior to the consolidation.
- (5) The mayor is authorized to supervise, administer, and control all departments and agencies as may be created by KRS 67C.101 to 67C.137 or created by ordinance. The mayor shall appoint all department and agency directors. The appointees shall serve at the pleasure of the mayor. Specifically, the mayor shall:
  - (a) Prepare and submit an annual report coinciding with the fiscal year, on the state of the consolidated local government, to be presented at a public meeting of the council;
  - (b) Submit an annual budget no fewer than sixty (60) days prior to the end of the fiscal year;
  - (c) Oversee the administration and implementation of the adopted budget ordinance;
  - (d) Enforce the ordinances of the consolidated local government;
  - (e) Supervise all officers, agents, employees, cabinets, departments, offices, agencies, functions, and duties of the consolidated local government;
  - (f) Call special meetings of the consolidated local government council;
  - (g) Appoint and remove his or her own staff at his or her own pleasure;
  - (h) Execute written contracts, subscriptions, agreements, or obligations of the consolidated local government;
  - (i) Approve or veto ordinances and resolutions adopted by the consolidated local government council;

- (j) Submit any written contracts, subscriptions, agreements, or obligations exceeding the small purchase amount established pursuant to KRS 45A.385 in a resolution to the legislative council for its approval or its disapproval. Those written contracts, subscriptions, agreements, or obligations awarded to the lowest evaluated bid or proposal pursuant to KRS 45A.343 to 45A.460 shall be excluded, unless the legislative council changes the threshold for submission of a resolution. The legislative council may, by ordinance, set threshold amounts other than those established by KRS 45A.385 for the small purchases for submission of a resolution for its approval or disapproval; and
  - (k) Appoint a deputy mayor within seven (7) days of the mayor taking the oath of office and keep the office of deputy mayor filled throughout the mayor's term. The deputy mayor shall:
    - 1. Meet all the qualifications for mayor established pursuant to subsection (3) of this section;
    - 2. Serve at the mayor's pleasure and may be replaced by the mayor for any cause; and
    - 3. Have only the duties assigned to him or her by the mayor.
- (6) (a) If the office of mayor becomes vacant by reason of death, resignation, or removal:
- 1. The deputy mayor shall become the temporary mayor, inheriting all powers and duties of the mayor;
  - 2. The deputy mayor shall serve as temporary mayor for no more than thirty (30) days until the council, by a majority vote of the members of the council, shall elect a resident of the consolidated local government who meets the qualifications for mayor established pursuant to subsection (3) of this section to serve as mayor. The council may select the temporary mayor for this position. If the legislative council fails to elect a person to fill the vacancy within thirty (30) days after the vacancy occurs, the Governor shall fill the vacancy in the office by appointment of a qualified person who is a resident of the consolidated local government and meets the qualifications for mayor established pursuant to subsection (3) of this section; and
  - 3. The tenure of the gubernatorial appointment shall be governed by Section 152 of the Kentucky Constitution.
- (b) If the offices of both the mayor and deputy mayor become vacant by reason of death, resignation, or removal:
- 1. The presiding officer of the consolidated local government council shall become the temporary mayor, inheriting all powers and duties of the mayor;
  - 2. The presiding officer shall serve as temporary mayor for no more than thirty (30) days until the council shall, by a majority vote of the members of the council, elect a resident of the consolidated local government who meets the qualifications for mayor established pursuant to subsection (3) of this section. The council may select the

temporary mayor for this position. If the legislative council fails to elect a person to fill the vacancy within thirty (30) days after the vacancy occurs, the Governor shall fill the vacancy in the office by appointment of a qualified person who is a resident of the consolidated local government and meets the qualifications for mayor established pursuant to subsection (3) of this section; and

3. The tenure of the gubernatorial appointment shall be governed by Section 152 of the Kentucky Constitution.
- (7) The mayor of a consolidated local government shall be known as the mayor of ...../..... County Metro Government, which shall be a combination of the names of the largest city in existence in the county on the date of the adoption of the consolidated local government and the county.

**Effective:** June 29, 2017

**History:** Amended 2017 Ky. Acts ch. 150, sec. 2, effective June 29, 2017. -- Amended 2012 Ky. Acts ch. 49, sec. 2, effective July 12, 2012. -- Amended 2002 Ky. Acts ch. 346, sec. 55, effective July 15, 2002. -- Created 2000 Ky. Acts ch. 189, sec. 3, effective July 14, 2000.